

NOV. 12. 2001 2:44PM

NO. 500 P. 3

# BARNES & THORNBURG

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(317) 236-1313

#19/C  
JP  
11/20/01

## PATENT APPLICATION

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 1638

Attorney

Docket: 3220-66107

Applicants: John R. SNYDER; Thomas K.  
HODGES; Leszek A. LYZNIK

Invention: Selective Expression of Genes in  
Plants

Serial No: 09/486,904

Conf. No: 9526

Filed: March 3, 2000

Examiner: Nelson, A.

#### Certificate Under 37 CFR 1.8

I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent and  
Trademark Office, fax number (703)-872-9306

on November 12, 2001

(Signature)

Joyce D. Hamilton  
(Printed Name)

## AMENDMENT AND RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed on October 10, 2001, the Applicants respectfully request entry of the following amendments and consideration of the following remarks. The Applicant believes that no additional fees are required with this response. If fees are required, it is respectfully requested that the fees be charged to the account of Barnes & Thornburg, Deposit Account No. 10-0435, with reference to our matter 3220-66107.

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NO. 500 P. 1

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GROUP 1600

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Attorneys at Law

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**FAX COVER SHEET**

TO: Amy J. Nelson COMPANY NAME: United States Patent and Trademark Office  
FROM: Jill T. Powlick TELECOPY NO.: 703-872-9306  
DATE: November 12, 2001 TIME SENDING: \_\_\_\_\_

NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 11

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Attorney Docket No.: 3220-66107  
Serial No.: 09/486,904  
Filed: March 3, 2000  
Invention: Selective Expression of Genes in Plants

Attached please find Amendment and Response to Restriction Requirement (9 pages) and Amendment Transmittal Letter (Large Entity) 1 page, for the above-noted patent application.

Jill T. Powlick  
Jill T. Powlick  
Reg. No. 42,088

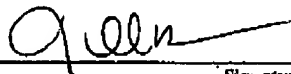
CLIENT # 3220  
MATTER # 66107

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Indianapolis Fort Wayne South Bend Elkhart Chicago Washington, D.C.

Route to: Hamilton

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>				Docket No. <b>3220-66107</b>				
Applicant(s):								
Serial No. <b>09/486,904</b>	Filing Dat <b>March 3, 2000</b>	Examiner <b>Nelson, A.</b>	Group Art Unit <b>1638</b>					
Invention: <b>SELECTIVE EXPRESSION OF GENES IN PLANTS</b>								
<u><b>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</b></u>								
Transmitted herewith is an amendment in the above-identified application.								
The fee has been calculated and is transmitted as shown below.								
<b>CLAIMS AS AMENDED</b>								
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE			
TOTAL CLAIMS	10 -	19 =	0 x	\$18.00	\$0.00			
INDEP. CLAIMS	3 -	6 =	0 x	\$84.00	\$0.00			
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00			
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>			
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. <b>10-0435</b> A duplicate copy of this sheet is enclosed. <input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.								
 _____ <i>Signature</i>			Dated: <b>November 12, 2001</b>					
<b>Jill T. Powlick</b> <b>Registration No. 42,088</b> <b>Barnes &amp; Thornburg</b> <b>11 South Meridian Street</b> <b>Indianapolis, IN 46204</b> <b>(317) 231-7504</b>			<div style="font-size: 2em; opacity: 0.5;">OFFICIAL</div>					
CC:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">           I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.         </td> </tr> <tr> <td style="padding: 5px; text-align: center;"> <i>Signature of Person Mailing Correspondence</i> </td> </tr> <tr> <td style="padding: 5px; text-align: center;"> <i>Typed or Printed Name of Person Mailing Correspondence</i> </td> </tr> </table>			I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.	<i>Signature of Person Mailing Correspondence</i>	<i>Typed or Printed Name of Person Mailing Correspondence</i>
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